

TEXAS RACING COMMISSION

MEETING

10:31 a.m.
Tuesday,
August 24, 2021

VIA TELEPHONE AND WEB LINK

COMMISSIONERS:

ROBERT C. PATE, Chair
CONNIE McNABB, D.V.M., Vice Chair
CLINT BURGESS
STEVEN P. MACH
MARGARET MARTIN (absent)
MICHAEL "MIKE" MOORE
ARVEL "A.J." WAIGHT, JR. (absent)

ON THE RECORD REPORTING
(512) 450-0342

I N D E X

<u>AGENDA ITEM</u>	<u>PAGE</u>
I. CALL TO ORDER Roll Call	3
II. PUBLIC COMMENT	none
III. EMPLOYMENT MATTERS	4
A. Discussion and possible action to appoint an interim executive director	
B. Discussion and possible action regarding the hiring of an executive director	
IV. EXECUTIVE SESSION	5
A. Under Texas Government Code § 551.074(a)(1), the Commission may enter an executive session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee	
B. Under Texas Government Code § 551.071(2), the Commission may enter an executive session to discuss all matters identified in this agenda where the Commission seeks the advice of its attorney as privileged communications under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas. This may include, but is not limited to, legal advice regarding the Open Meetings Act, the Administrative Procedures Act, and the Texas Racing Act.	
V. ADJOURN	6

P R O C E E D I N G S

CHAIRMAN PATE: Good morning. At this time I'd like to welcome all today's meeting of the Texas Racing Commission to order. It's ten o'clock by my watch.

Before we begin, I want to remind everyone that it will be extremely important to keep your device on mute until you are called upon and put your device back on mute afterwards.

If you have not previously submitted your intention to comment on any particular agenda item, you can send an email to info@TxRC.Texas.gov at any time to request comment. Please be specific about which agenda item you want to comment upon.

Robert, could you please call the roll.

MR. ELROD: Yes, sir.

Chairman Pate?

CHAIRMAN PATE: Here.

MR. ELROD: Commissioner Martin?

(No response.)

MR. ELROD: Commissioner McNabb?

COMMISSIONER McNABB: Here.

MR. ELROD: Commissioner Moore.

COMMISSIONER MOORE: Here.

MR. ELROD: Commissioner Waight?

(No response.)

1 MR. ELROD: Commissioner Burgess?

2 COMMISSIONER BURGESS: Here.

3 MR. ELROD: Commissioner Mach?

4 COMMISSIONER MACH: Present.

5 CHAIRMAN PATE: Robert, do we have a quorum?

6 MR. ELROD: Yes, we do.

7 CHAIRMAN PATE: Thank you.

8 Item II on the agenda is the public comment.

9 Robert, has anyone signed up for public
10 comment?

11 MR. ELROD: No, sir.

12 CHAIRMAN PATE: All right.

13 The next two items are item III.A. Discussion
14 and possible action to appoint an interim executive
15 director, and item III.B. Discussion and possible action
16 regarding the hiring of an executive director.

17 Robert, has anyone signed up to speak on either
18 one of these items?

19 MR. ELROD: No, sir.

20 CHAIRMAN PATE: All right. The Commission will
21 now enter executive session under Texas Government Code
22 Section 551.074(a)(1) to deliberate the appointment,
23 employment, evaluation, reassignment, duties, discipline,
24 or dismissal of a public officer or employee, and under
25 Section 551.071(2) to discuss all matters identified on

1 this agenda where the Commission seeks the advice of its
2 attorney as privileged communications under the Texas
3 Disciplinary Rules of Professional Conduct under the State
4 Bar of Texas.

5 The time is now 10:03 by my watch, and I
6 believe you have all been given the information to dial in
7 to the executive session, so we'll leave this session now.
8 Thank you.

9 (Whereupon, at 10:03 a.m., the meeting was
10 recessed, to reconvene this same day, Tuesday, August 2,
11 2021, following conclusion of the executive session.)

12 CHAIRMAN PATE: The Commission is now
13 reconvening after concluding its executive session under
14 Government Code Sections 551.074(a)(1) and 551.071(2).
15 The time is now 10:21.

16 Is there a motion to be made?

17 COMMISSIONER McNABB: Chairman, I make a motion
18 that we offer the position of interim executive director
19 to Ms. Connie Estes.

20 COMMISSIONER MACH: Second.

21 CHAIRMAN PATE: There's been a motion made and
22 seconded. Is there a compensation piece of that motion
23 also, Commissioner McNabb?

24 COMMISSIONER McNABB: Yes, that we offer her
25 the same compensation package that is currently going to

1 Mr. Trout, who is separating on the 31st, so her
2 compensation would start on the 1st of September.

3 CHAIRMAN PATE: First of September.

4 COMMISSIONER MACH: I'll accept that amendment.

5 CHAIRMAN PATE: Thank you, Commissioner Mach.

6 Is there any further discussion?

7 COMMISSIONER BURGESS: Real quick, Mr.

8 Chairman, does Chuck need to be in here for a quorum?

9 CHAIRMAN PATE: No.

10 COMMISSIONER BURGESS: Okay.

11 CHAIRMAN PATE: All those in favor please
12 signify by saying aye.

13 (A chorus of ayes.)

14 CHAIRMAN PATE: Any opposed?

15 (No response.)

16 CHAIRMAN PATE: All right. The motion passes.

17 Congratulations, Ms. Estes, and we look forward
18 to working with you.

19 The time is now 10:23. With all business
20 completed, this meeting is adjourned. Thank you very
21 much.

22 (Whereupon, at 10:23 a.m., the meeting was
23 adjourned.)

C E R T I F I C A T E

MEETING OF: Texas Racing Commission

LOCATION: via telephone and web link

DATE: August 24, 2021

I do hereby certify that the foregoing pages,
numbers 1 through 7, inclusive, are the true, accurate,
and complete transcript prepared from the verbal recording
made by electronic recording by Nancy H. King before the
Texas Racing Commission.

DATE: August 31, 2021

/s/ Nancy King
(Transcriber)

On the Record Reporting
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